

TENNESSEE REGULATORY AUTHORITY

Deborah Taylor Tate, Chairman
Pat Miller, Director
Sara Kyle, Director
Ron Jones, Director



460 James Robertson Parkway
Nashville, Tennessee 37243-0505

NOTICE OF FILING OF COMMENTS

DOCKET NO: 03-00491

IN RE: Implementation of the Federal Communications Commission's
Triennial Review Order – 9 Month Proceeding

DATE: September 23, 2003

The Triennial Review Order ("TRO") issued by the Federal Communications Commission ("FCC") on August 21, 2003 was published in the Federal Register, along with its associated rules,¹ on September 2, 2003 and, in the absence of a stay, will become effective on October 2, 2003. In the Order, the FCC created presumptions regarding the impairment of telecommunications carriers without access to unbundled local circuit switching. Telecommunications carriers have been given the opportunity to rebut these presumptions in state level proceedings. As part of the impairment analysis, it is necessary to define the relevant geographic markets.² For this purpose, the Tennessee Regulatory Authority ("TRA") is seeking comments from interested parties.

Comments should address the appropriate methodology for defining geographic markets and, if possible, include initial proposals for geographic markets to be used in this proceeding. To augment the discussion of market definition methodology, comments should include a discussion of the potential use of information currently available from industry sources or regulatory filings that would be useful in conducting the geographic market exercise. Finally, the TRA requests that comments address procedural and scheduling issues, specifically, whether relevant geographic markets should be defined prior to or during the overall impairment analysis.

Comments should be submitted no later than October 2, 2003.

FOR THE TENNESSEE REGULATORY AUTHORITY:

Pat Miller, Director
as Hearing Officer

cc: Parties of Record

Pat Miller
LC

¹ 47 CFR Part 51.

² 17 CFR 51.319(d)(2)(i).